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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/772,622	02/05/2004	Victor V. Germano	MCII 2 00003	4908
27885	7590	03/22/2007		
FAY SHARPE LLP 1100 SUPERIOR AVENUE, SEVENTH FLOOR CLEVELAND, OH 44114			EXAMINER LAVILLA, MICHAEL E	
			ART UNIT	PAPER NUMBER
			1775	

SHORTENED STATUTORY PERIOD OF RESPONSE	MAIL DATE	DELIVERY MODE
3 MONTHS	03/22/2007	PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

If NO period for reply is specified above, the maximum statutory period will apply and will expire 6 MONTHS from the mailing date of this communication.



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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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10/772,622

EXAMINER

ART UNIT	PAPER
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20070317

DATE MAILED:

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner for Patents

Response to Restriction Election

1. The reply filed on 28 December 2006 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): Applicant was required to elect a particulate metal material from those mentioned in Claims 2, 8, 14, 20, and 26 and to elect a powder coat composition material from those mentioned in Claims 5, 7, 10, 12, 16, 18, 22, 24, 28, and 30. Applicant's proposed election does satisfy the requirement with respect to particulate metal material. However, applicant's proposed election election of "thermosets" does not satisfy the requirement to elect one of the listed powder coat composition materials. Should applicant continue to desire to elect a thermoset, applicant should elect one of the specific thermoset materials listed in the appropriate claims. Moreover, applicant has not identified claims that read on applicant's elected particulate metal material and powder coat composition material. See 37 CFR 1.111. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. **EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).**


Conclusion

2. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Michael La Villa whose telephone number is (571) 272-1539. The examiner can normally be reached on Monday through Friday.

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3. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Jennifer McNeil can be reached on (571) 272-1540. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.
4. Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

Michael La Villa
17 March 2007


MICHAEL E. LAVILLA PH.D.
PRIMARY EXAMINER